THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
AND
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No.9668 of 2006

Date 11-6-2007

Between:
D.Raghupathi Reddy

.....PETITIONER

AND

The Government of Andhra Pradesh
rep. by its Principal Secretary,
Environment, Forests, Science and Technology Department,
Secretariat, Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
AND
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No.9668 of 2006

ORDER: (per Smt. T. Meena Kumari,J)

Aggrieved by the orders passed by the A.P. Administrative Tribunal in O.A. No. 3744 of 2005, dated 24.3.2006, the petitioner filed the present writ petition.

The dispute in the writ petition relates to correction of the date of birth of an employee in his service records. The petitioner herein was appointed as Forester and at the time of entry into service, as per the H.S.C. Certificate his date of birth was shown as 18.2.1949. However, the Service Register of the petitioner was opened after a lapse of nine years and in that his date of birth was recorded as 18.2.1948. The petitioner having come to know that his date of birth was wrongly entered in the service register, made a representation to the Principal Chief Conservator of Forests on 7.1.2003 and the same was referred to the government. The Government, vide memo dated 27.4.2005 passed orders rejecting the claim of the applicant. The 2nd respondent, through proceedings dated 6.5.2005 communicated the said decision of the Government to the petitioner. Assailing the said orders, the petitioner filed O.A. No. 3744 of 2005 before the Tribunal.

In the counter affidavit filed by the respondents before the Tribunal, the respondents contended that the service book of the petitioner was only opened in the year 1972 and as the petitioner produced blank service book in the year 1972, the entries were made on 29.5.1972 based on the documentary evidence produced by him. Further the petitioner's

signatures were taken on 7.12.1979, 3.4.1980, 10.9.1986 and on 26.7.1995 in Col. No.8, but, at no point of time, in his entire 23 years of service, the petitioner has pointed out that his date of birth was wrongly mentioned. The Tribunal, having heard the learned counsel for the parties and having perused the material placed on record, dismissed the O.A. filed by the petitioner. Hence, the present writ petition.

Admittedly, the applicant has verified the S.R. and signed it several times and at no point of time, he has pointed out that his date of birth was wrongly mentioned in the service register and sought for its alteration. In the circumstances, the applicant cannot dispute the correctness of date of birth, which was already entered in the service register, at this distance of time. The Tribunal was therefore justified in dismissing the O.A. filed by the petitioner for alteration of date of birth. Hence, we do not find any reason to interfere with the impugned order of the Tribunal dismissing the O.A.

The writ petition is accordingly dismissed. No costs.

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T. MEENA KUMARI,J

DATE: 11th June, 2007

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G. CHANDRAIAH,J

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